

1  
2  
3  
4  
5                   UNITED STATES DISTRICT COURT  
6                   EASTERN DISTRICT OF WASHINGTON  
7

DUSTIN T. PERRIN,

8                   Plaintiff,

9                   v.

10                  SPOKANE COUNTY JAIL, DR.  
11                  KENNEDY, and JANE/JOHN  
12                  DOES OF THE MEDICAL  
13                  DEPARTMENT,

14                  Defendants.

15                  NO: 13-CV-0041-JPH

16                  ORDER ADOPTING REPORT AND  
17                  RECOMMENDATION AND  
18                  DISMISSING ACTION WITHOUT  
19                  PREJUDICE

20                  Magistrate Judge Hutton filed a Report and Recommendation on May 20,  
21 2013, recommending that Plaintiff's Motion to Voluntarily Dismiss pursuant to  
22 Rule 41(a), Federal Rules of Civil Procedure, be granted (ECF No. 16). There  
23 being no objections, the Court **ADOPTS** the Report and Recommendation. The  
24 Motion to Voluntarily Dismiss (ECF No. 15) is **GRANTED** and this action is  
25 **DISMISSED WITHOUT PREJUDICE**.

26                  Although granted the opportunity to do so, Plaintiff did not file a separate  
27 Motion and Affidavit to waive the remaining balance of the filing fee as directed.

28                  ORDER DISMISSING ACTION -- 1

1 Therefore, Plaintiff will still be obliged to pay the full filing fee for this action  
2 pursuant to 28 U.S.C. § 1915(b).

3 **IT IS SO ORDERED.** The District Court Executive is directed to enter this  
4 Order, enter judgment of dismissal without prejudice, forward a copy to Plaintiff  
5 and close the file.

6 **DATED** August 1, 2013.



7 A handwritten signature in blue ink that reads "Thomas O. Rice".  
8 THOMAS O. RICE  
9 United States District Judge  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20